

ORDINANCE TO REPEAL CITY CODE SECTION 66-173,
WHICH PERTAINS TO PARKING IN FRONT OF RELIGIOUS FACILITIES

WHEREAS --

(1) City Code Section 66-173 reads:

Sec. 66-173. - Parking in front of religious facilities.

It shall be unlawful for any person to park any vehicle in front of any religious facility in a space not exceeding 40 feet in front of the religious facility on the side of the street nearest to the religious facility during the time of religious services or during a period of 30 minutes prior thereto.

(2) This ordinance should be repealed for several reasons. First, by “not exceeding 40 feet,” Section 66-173 does not actually prohibit parking because that phrase describes any distance up to and including 40 feet. Second, it is not desirable to prohibit all parking in front of religious facilities before and during religious services. Third, by virtue of another provision in the City Code, which was adopted years after section 66-173 was adopted, the City Manager has authority to limit parking in front of religious facilities or elsewhere as the need arise.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DURHAM ORDAINS:

Sec. 1. City Code section 66-173 is repealed.

Sec. 2. This ordinance is effective when adopted.